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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

### Petitioner Information

Name	Fossil, Inc.		
Entity	Corporation	Citizenship	Delaware
Address	901 South Central Expressway Richardson, TX 75080 UNITED STATES		
Attorney information	Molly Buck Richard Richard Law Group 8411 Preston Road Suite 890 Dallas, TX 75225 UNITED STATES molly@richardlawgroup.com Phone:214-206-4300		

### Registrations Subject to Cancellation

Registration No	3697836	Registration date	10/20/2009
Registrant	BLAZICK LONG, CARRIE J. 44800 INDUSTRIAL DR FREMONT, CA 94538 UNITED STATES		

### Goods/Services Subject to Cancellation

Class 035. First Use: 1998/00/00 First Use In Commerce: 1998/00/00  
All goods and services in the class are cancelled, namely: Retail store and on-line retail store services featuring clothing, accessories, collectibles and textiles

### Grounds for Cancellation

Abandonment	Trademark Act section 14		
Registration No	3825812	Registration date	07/27/2010
Registrant	BLAZICK LONG, CARRIE J. 44800 INDUSTRIAL DR FREMONT, CA 94538 UNITED STATES		

### Goods/Services Subject to Cancellation

Class 025. First Use: 2010/03/00 First Use In Commerce: 2010/03/00  
All goods and services in the class are cancelled, namely: Blouses; Bottoms; Bras; Cloth bibs; Coats; Dresses; Hats; Headwear; Hosiery; Jackets; Lingerie; Pajamas; Pants; Robes; Scarves; Shirts; Shorts; Skirts; Socks; Sweaters; Swimsuits; Swimwear; T-shirts; Ties; Tops; Undergarments; Underwear

## Grounds for Cancellation

Abandonment		Trademark Act section 14	
Registration No	3825813	Registration date	07/27/2010
Registrant	BLAZICK LONG, CARRIE J. 44800 INDUSTRIAL DR FREMONT, CA 94538 UNITED STATES		

## Goods/Services Subject to Cancellation

Class 024. First Use: 2010/03/00 First Use In Commerce: 2010/03/00

All goods and services in the class are cancelled, namely: Bed blankets; Bed linen; Bed sheets; Bed spreads; Comforters; Cotton fabric; Curtains; Drapery; Fabric table runners; Fabrics for textile use; Fabrics for the manufacture of clothing; Household linen; Kitchen linens; Knitted fabrics; Linen; Mixed fiber fabrics; Non-woven textile fabrics; Nylon fabric; Silk fabrics; Synthetic fiber fabrics; Table linen, namely, napkins; Tablecloths, not of paper; Textile fabrics for the manufacture of clothing; Towels; Unfitted fabric furniture covers; Unfitted furniture covers not of paper; Woven fabrics

## Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	Petitioner for Cancellation.pdf ( 3 pages )(56425 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Molly Buck Richard/
Name	Molly Buck Richard
Date	12/27/2011

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

FOSSIL, INC.	)	
	)	
Petitioner	)	
	)	
v.	)	
	)	Cancellation No. _____
CARRIE J. BLAZICK LONG	)	
	)	Registration No. 3,697,836,
	)	No. 3,825,812 and No. 3,825,813
	)	
Registrant	)	

**PETITION FOR CANCELLATION**

Fossil, Inc. (hereinafter “Petitioner” or “Fossil”) files this Petition for Cancellation against Registration Nos. 3,697,836, 3,825,812 and 3,825,813 registered to Carrie J. Blazick Long (hereinafter “Registrant”) and in support thereof would show as follows:

1. Registrant received a registration for the mark VIVA LA VINTAGE on October 20, 2009 under Registration No. 3,697,836 in International Class 35 for “Retail store and on-line retail store services featuring clothing, accessories, collectibles and textiles”, stating that she first used the mark in connection with such services in 1998.

2. Registrant received a registration for the mark VIVA LA VINTAGE on July 27, 2010 under Registration No. 3,825,812 in International Class 25 for “Blouses; bottoms; bras; cloth bibs; coats; dresses; hats; headwear; hosiery; jackets; lingerie; pajamas; pants; robes; scarves; shirts; shorts; skirts; socks; sweaters; swimsuits; swimwear; t-shirts; ties; tops; undergarments; underwear”, stating that she first used the mark in connection with such goods in March of 2010.

3. Registrant received a registration for the mark VIVA LA VINTAGE on July 27, 2010 under Registration No. 3,825,813 in International Class 24 for “Bed blankets; bed linen; bed sheets; bedspreads; comforters; cotton fabric; curtains; drapery; fabric table runners; fabrics for textile use; fabrics for the manufacture of clothing; household linens; kitchen linens; knitted fabrics; linen; mixed fiber

fabrics; non-woven textile fabrics; nylon fabric; silk fabrics; synthetic fiber fabrics; table linen, namely, napkins; tablecloths not of paper; textile fabrics for the manufacture of clothing; towels; unfitted fabric furniture covers; unfitted furniture covers not of paper; woven fabrics”, stating that she first used the mark in connection with such goods in March of 2010.

4. Petitioner is a Richardson, Texas based company that sells watches, fashion accessories and clothing and is known for its “vintage” designs. Petitioner filed three applications with the United States Patent and Trademark Office for the mark LONG LIVE VINTAGE covering sunglasses and eyewear in Class 9 under Serial No. 85/344,990, leather key fobs, handbags, coin purses and other goods in Class 18 under Serial No. 85/345,004 and watches and jewelry in Class 14 under Serial No. 85/344,996 (hereinafter referred to as “Fossil’s Applications”).

5. In Fossil’s Applications, the PTO has cited Registration No. 3,697,836, 3,825,812 and 3,825,813 as bars to Fossil’s Applications under Section 2(d).

6. On information and belief, Registrant is no longer doing business under the mark VIVA LA VINTAGE and has no intent to resume such use and thus, has abandoned any trademark rights in that mark.

7. If Registrant’s marks are allowed to continue to exist on the Principal Register, Petitioner will be damaged by the continued registration of these marks as it may be unable to register the mark which is the subject of Fossil’s Applications.

WHEREFORE, Petitioner prays that this Petition for Cancellation be granted and that Registration No. 3,697,836, Registration No. 3,825,812 and Registration No. 3,825,813 be cancelled.

Respectfully submitted,

/Molly Buck Richard/  
Molly Buck Richard  
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*Counsel for Petitioner,  
Fossil, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 27, 2011 the foregoing document was served upon Registrant at 44800 Industrial Dr., Fremont, CA 94538 and through her counsel of record, Xavier Morales, Law Office of Xavier Morales, P.O. Box 48617, Los Angeles, CA 90048 by U.S. mail, postage prepaid.

/Molly Buck Richard/  
MOLLY BUCK RICHARD